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Typed Name:

Kevin D. McCarthy

Date:

December 12, 2007

Patent 0-06-190 (4962/US/98)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Elstein et al.
Serial no.: 09/744,148
Filed: February 27, 2002
Title: SOLAR BLIND UV VIEWING APPARATUS AND CAMERA
Examiner: Shun K. Lee
Art Unit: 2884

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

Preliminary Response and Amendment

This document is a preliminary response and amendment for an RCE application and is being submitted in reply to a final office action mailed on July 19, 2007. Accordingly, a two month petition request and a corresponding fee of \$230 (small entity status has been claimed and maintained) are attached.

In synopsis, the examiner has rejected every claim because the examiner believes (1) Ross et al.'s device (a) can be any known conventional visible imaging unit, (b) generates true-color images, and (c) is identical to the claimed invention but with different intended uses; (2) Disrsherl et al. discloses solar blind UV filters that can be applied to conventional visible imaging units and (3) the claims contain language that lacks antecedent basis in the specification. Applicant respectfully traverses those rejections.

Ross et al.'s device is unable to generate visible spectrum (a.k.a., true color) images. Instead Ross et al.'s device can only generate false color images because it MUST have a filter that eliminates at least one color from the visible spectrum. More particularly, and as seen in